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Security Council Committee established pursuant to resolution 1718 (2006)

Note verbale dated 28 September 2011 from the Permanent Mission of Colombia to the United Nations addressed to the Chair of the Committee

The Permanent Mission of Colombia to the United Nations presents its compliments to the Chair of the Security Council Committee established pursuant to resolution 1718 (2006) and transmits herewith the national report on implementation of the provisions of Security Council resolutions 1718 (2006) and 1874 (2009) (see annex).

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Annex to the note verbale dated 28 September 2011 from the Permanent Mission of Colombia to the United Nations addressed to the Chair of the Committee

National report of Colombia

The Government of Colombia, pursuant to resolutions 1718 (2006) and 1874 (2009), has taken the following steps:

- **Resolution 479 of 2006 (Industria Militar of Colombia)**. This resolution sets out the actions that Colombia must take to prevent the direct or indirect supply, sale or transfer to the Democratic People's Republic of Korea of battle tanks, armoured combat vehicles, large-calibre artillery systems, combat aircraft, attack helicopters, warships, missiles and missile systems as defined in the United Nations Register of Conventional Arms or any related materiel.

- **Resolution 144 of 2009 (Industria Militar of Colombia)**. The actions needed to comply with the provisions of Security Council resolutions 825 (1993), 1540 (2004), 1695 (2006) and 1718 (2006) are adopted in this resolution.

- **Circular letter No. 39 of the Superintendence of Finance of Colombia**. This letter informs the banks about entities and persons whose funds, economic resources or other financial assets should be frozen.

- **Article 20 of Act 1121 of 2006**. This article sets out the norms for prevention, detection and investigation of the financing of terrorism, and the associated penalties, among other provisions.

- **Article 102 of the Organic Statute of the Financial System, on the "General Regime"**. This article requires the entities subject to control and monitoring by the Superintendence of Banks to establish control mechanisms to prevent their operations from being utilized in any way to conceal, manage, invest or use money or other assets derived from criminal activities, or to give the appearance of legality to criminal activities or to transactions and funds related to such activities. These entities shall adopt guidelines and rules of conduct to be observed by their legal representatives, directors, managers and employees, so that they (1) familiarize themselves with the economic activities of their clients, the volume and basic characteristics of the transactions that they normally carry out and, in particular, the activities of those who make any kind of cash, term or savings deposits, or deposit assets in trust directly or on behalf of third parties, or make deposits into safe deposit boxes; (2) establish the frequency, volume and characteristics of the financial transactions of their clients; (3) establish that the volume and movement of funds of their clients are consistent with those clients' economic activities; and (4) make a prompt and full report to the Information and Financial Analysis Unit of any relevant information on the management of funds, the amount or nature of which bears no relation to the economic activities of their clients, or on client transactions in respect of which, by reason of their number, amounts or special characteristics, it might reasonably be concluded that the entity is in fact being used to transfer, process, benefit from or invest money or the proceeds of criminal activities. The entities shall also adopt other mechanisms as indicated by the national Government. In order to establish the control mechanisms, the

monitored entities should design and implement specific procedures, and designate officials responsible for verifying proper compliance with those procedures. The Superintendence of Banks should be informed of the control and auditing mechanisms established by the entities. It shall at any time make comments to the entities if it finds that the mechanisms adopted are not sufficient for the purposes indicated, so that they can make the necessary changes. The Superintendence of Banks should be informed of any modifications of the mechanisms adopted so that it can assess their suitability for the purposes mentioned. The control and auditing mechanisms shall apply exclusively to transactions, operations and balances involving amounts higher than those considered to be reasonable and sufficient. Such quantities shall be established through the mechanism adopted by each entity according to the type of business carried out, the extent of the network, client selection procedures, product marketing, operational capacity and the level of technological development.

- **Resolution No. 5707 of 2008 of the Ministry of Foreign Affairs**. This resolution provides that nationals of the Democratic People's Republic of Korea require visas to enter and remain in Colombia. The Consular Offices of the Republic require prior authorization in writing from the Internal Working Group appointed by the Minister for Foreign Affairs to decide on the issuance of any type or category of visa for nationals of the Democratic People's Republic of Korea.